



09-16-05


IF 2638 AH

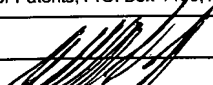
Please type a plus/sign (+) inside this box → ☐PTO/SB/21 (08-00)
Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/071,536
	Filing Date	02/08/2002
	First Named Inventor	Sam HEIDARI
	Group Art Unit	2638
	Examiner Name	KIM, KEVIN
Total Number of Pages in This Submission	Attorney Docket Number	VELCP025

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers # (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Reply 10 pages	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition #	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1-Check of \$600.00
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input checked="" type="checkbox"/> Return Receipt Postcard	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	IP Creators
Signature	 Charles C. Cary Reg. #: 36,764
Date	September 14, 2005

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service in an envelope with Express mail No. EQ 045976569 US addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: September 14, 2005		
Typed or printed name	Charles C. Cary	
Signature		Date September 14, 2005

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

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FEE TRANSMITTAL for FY 2005

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT

(\$) 600

Complete if Known

Application Number	10/071,536
Filing Date	02/08/2002
First Named Inventor	Sam HEIDARI
Examiner Name	KIM, KEVIN
Group Art Unit	2638
Attorney Docket No.	VELCP025

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number: 50-1338
Deposit Account Name: IP Creators

☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☒ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 750	2001 375	Utility filing fee	
1002 330	2002 165	Design filing fee	
1003 520	2003 260	Plant filing fee	
1004 750	2004 375	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$) 0

2. EXTRA CLAIM FEES

Total Claims: 9
Independent Claims: 9
Multiple Dependent Claims: 0

Extra Claims: -20 = -11 X Fee from below = \$0
-3 = 6 X \$100 = \$600
= \$0

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 84	2201 42	Independent claims in excess of 3
1203 280	2203 140	Multiple dependent claim, if not paid
1204 84	2204 42	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$) 600

**for number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	\$0
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	\$0
1053 130	1053 130	Non-English specification	\$0
1812 2,520	1812 2,520	For filing a request for <i>ex parte</i> reexamination	\$0
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	\$0
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	\$0
1251 110	2251 55	Extension for reply within first month	\$0
1252 410	2252 205	Extension for reply within second month	\$0
1253 930	2253 465	Extension for reply within third month	\$0
1254 1,450	2254 725	Extension for reply within fourth month	\$0
1255 1,970	2255 985	Extension for reply within fifth month	\$0
1401 320	2401 160	Notice of Appeal	\$0
1402 320	2402 160	Filing a brief in support of an appeal	\$0
1403 280	2403 140	Request for oral hearing	\$0
1451 1,510	1451 1,510	Petition to institute a public use proceeding	\$0
1452 110	2452 55	Petition to revive - unavoidable	\$0
1453 1,300	2453 650	Petition to revive - unintentional	\$0
1501 1,300	2501 650	Utility issue fee (or reissue)	\$0
1502 470	2502 235	Design issue fee	\$0
1503 630	2503 315	Plant issue fee	\$0
1504 300		Ppublication Fee	\$0
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	\$0
1806 180	1806 180	Submission of Information Disclosure Stmt	\$0
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	\$0
1809 750	2809 375	Filing a submission after final rejection (37 CFR § 1.129(a))	\$0
1810 750	2810 375	For each additional invention to be examined (37 CFR § 1.129(b))	\$0
1801 750	2801 375	Request for Continued Examination (RCE)	\$0
1802 900	1802 900	Request for expedited examination of a design application	\$0
Other fee (specify)	10 Printed copies of Patent @ \$3.00		\$0

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) 0

SUBMITTED BY

Name (Print/Type): Charles C. Cary
Signature: [Signature]

Registration No. (Attorney/Agent): 36,764

Complete (if applicable)

Telephone: (408) 850-9585

Date: Sep 14, 2005

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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App. No. 10/071,536
Amendment dated September 14, 2005
Reply to Office Action of 6/23/2005

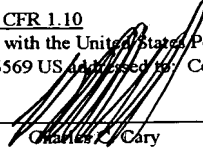
Attn. Docket No. VELCP025

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF 'Express Mailing' 37 CFR 1.10

I hereby certify that the attached papers and/or fees referred to herein are being deposited with the United States Postal Service 'Express Mail Post Office to Addressee' service under 37 CFR 1.10, Mailing Label Number EQ 045976569 US, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313 on this date: September 14, 2005

Signed: _____


Charles C. Cary

In re application of: Sam HEIDARI at al.

Attorney Docket No.: VELCP025

Application No.: 10/071,536

Examiner: KIM, KEVIN

Filed: 02/08/2002

Group: 2638

Title: METHOD AND APPARATUS FOR
INITIALIZING MODEM
COMMUNICATIONS

AMENDMENT and RESPONSE PURSUANT TO 37 CFR 1.111

Mail Stop Amendment
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of **June 23, 2005**, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 9 of this paper.

09/20/2005 EAYALEW1 00000025 10071536

01 FC:2201

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